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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/778,242	02/06/2001	Matt Beaumont	07319/096001	4078

20985 7590 09/24/2002  
FISH & RICHARDSON, PC  
4350 LA JOLLA VILLAGE DRIVE  
SUITE 500  
SAN DIEGO, CA 92122

EXAMINER	
LAVARIAS, ARNEL C	
ART UNIT	PAPER NUMBER

2872  
DATE MAILED: 09/24/2002

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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09/778242

1/6/01

Beaumont

07319/096001

EXAMINER

Lavarias

ART UNIT

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Commissioner of Patents and Trademarks

## DETAILED ACTION

### *Election/Restrictions*

1. The reply filed on 9/3/02 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

In response to the Notice of Restriction in Paper No. 5, dated 8/6/02, the Applicant elected Invention I, claims 1-13, and 32, without traverse, in Paper No. 6, dated 9/3/02. However, the Applicant failed to additionally elect one of the five species within Invention I when Invention I was elected.

See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Arnel C. Lavarrias whose telephone number is 703-305-4007. The examiner can normally be reached on M-F 8:30 AM - 5 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Cassandra Spyrou can be reached on 703-308-1687. The fax phone numbers for the organization where this application or proceeding is assigned are 703-308-7722 for regular communications and 703-308-7722 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-1782.



Arnel C. Lavarias  
September 13, 2002



Cassandra Spyrou  
Supervisory Patent Examiner  
Technology Center 2800